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13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN FRANCISCO DIVISION**
16

17 PERFECT 10, INC., a California corporation,

18 Plaintiff,

19 vs.
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21 YANDEX N.V., a Netherlands limited liability
company; YANDEX INC., a Delaware
22 corporation; and YANDEX LLC, a Russian
Limited Liability Corporation,

23 Defendants.
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CASE NO. CV-12-1521 WHA (LB)

**STIPULATION AND [PROPOSED]
ORDER EXTENDING PARTIAL
SUMMARY JUDGMENT BRIEFING
SCHEDULE**

Hon. William H. Alsup

STIPULATION

Plaintiff Perfect 10, Inc. ("Perfect 10") and Defendants Yandex N.V., Yandex LLC, and Yandex Inc. (collectively, "the Yandex Defendants"), by and through their undersigned counsel of record, hereby stipulate as follows:

WHEREAS, on March 13, 2013, Perfect 10 filed a Motion for Partial Summary Judgment/Summary Adjudication Re: (i) DMCA compliance of sample notices; (ii) ineligibility of Defendants for DMCA safe harbor defense; and (iii) sufficiency of sample notices regarding knowledge for contributory copyright infringement (Dkt. 105) ("Perfect 10's Motion"), which Perfect 10 set for hearing on May 2, 2013;

WHEREAS, some of the evidence filed in support of Perfect 10's Motion was not served on the Yandex Defendants until two days after the filing, on March 15, 2013;

WHEREAS, the parties need additional time to prepare and file their briefing on the Perfect 10 Motion due to a number of factors, including the location of foreign Defendants Yandex LLC (a Russian corporation) and Yandex N.V. (a Netherlands company) and their witnesses, and the delayed service of some of the evidence filed in support of Perfect 10's Motion;

WHEREAS the parties wish to provide the Yandex Defendants one additional week to oppose Perfect 10's Motion, so that the Yandex Defendants' Opposition shall be due on April 3, 2013;

WHEREAS the parties wish to provide Perfect 10 one additional week to file its reply, so that Perfect 10's reply shall be due on April 17, 2013.

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties, subject to the Court's approval, that:

1. The deadline for the Yandex Defendants to oppose Perfect 10's Motion shall be set for ~~April 3, 2013;~~ April 1, 2013;
2. The deadline for Perfect 10 to reply to the Yandex Defendants' Opposition shall be set for ~~April 17, 2013.~~ April 10, 2013;

1 IT IS SO STIPULATED.

2 Respectfully submitted,

3 DATED: March 18, 2013

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

6 By /s/ Rachel Herrick Kassabian

Diane M. Doolittle

Rachel Herrick Kassabian

Attorneys for the Yandex Defendants

9 DATED: March 18, 2013

KRAUSE KALFAYAN BENINK & SLAVENS LLP

11 By. /s/ Eric J. Benink

Eric J. Benink

Attorneys for Plaintiff Perfect 10, Inc.

SIGNATURE ATTESTATION

I, Rachel Herrick Kassabian, am the ECF User whose identification and password are being used to file this document. Pursuant to Local Rule 5-1(i), I hereby certify that concurrence in the filing of this document and its associated papers has been obtained from the signatories herein.

DATED: March 18, 2013

/s/ Rachel Herrick Kassabian
Rachel Herrick Kassabian

[PROPOSED] ORDER

PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED that:

1. The Yandex Defendants shall oppose Perfect 10's Motion for Summary Judgment/Summary Adjudication (Dkt 105) on or before ~~April 3, 2013~~; April 1;
2. Perfect 10 shall reply to Yandex's Opposition on or before ~~April 17, 2013~~. April 10.

DATED: March 20, 2013.

